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**SCULLY, SCOTT, MURPHY
& PRESSER, P.C.**

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To: Examiner Frank Wei Min Lu
USPTO
Art Unit: 1634
Confirmation No.: 2123

From: Peter I. Bernstein, Esq.

Fax: (571) 273-8300

Pages: 12 (including cover)

Phone:

Date: August 21, 2007

Re: Akira Suyama, et al.
U.S. Patent Appln. NO. 10/712,715
Filed: November 13, 2003
Our Docket: 14683Z

CC:

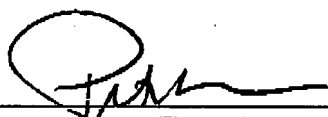
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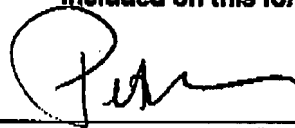
The following is attached herewith:

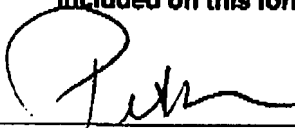
1. Amendment Transmittal (in duplicate)
2. Amendment Under 37 C.F.R. §1.116
3. Certificate of Facsimile dated August 21, 2007

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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No. 14683Z
Applicant(s): Akira Suyama, et al.			
Application No. 10/712,715	Filing Date November 13, 2003	Examiner Frank Wei Min Lu	Group Art Unit 1634
Invention: METHOD OF DETECTING NUCLEIC ACID			
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<p>I hereby certify that this <u>Amendment Under 37 C.F.R. 1.116</u> <i>(Identify type of correspondence)</i></p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>571-273-8300</u>)</p> <p>on <u>August 21, 2007</u> <i>(Date)</i></p> <p style="text-align: center;"><u>Peter L. Bernstein</u> <i>(Typed or Printed Name of Person Signing Certificate)</i></p> <p style="text-align: center;"> <i>(Signature)</i></p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>			

AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No. 14683Z									
Applicant(s): Akira Suyama, et al.														
Application No. 10/712,715	Filing Date November 13, 2003	Examiner Frank Wei Min Lu	Customer No. 23389	Group Art Unit 1634	Confirmation No. 2123									
Invention: METHOD OF DETECTING NUCLEIC ACID				RECEIVED CENTRAL FAX CENTER AUG 21 2007										
<u>COMMISSIONER FOR PATENTS:</u>														
Transmitted herewith is an amendment in the above-identified application.														
The fee has been calculated and is transmitted as shown below.														
CLAIMS AS AMENDED														
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE									
TOTAL CLAIMS	5 -	33 =	0	x \$50.00	\$0.00									
INDEP. CLAIMS	1 -	3 =	0	x \$200.00	\$0.00									
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00									
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00									
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-1013/SSMP <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038.														
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.														
 Signature			Dated: August 21, 2007											
Peter I. Bernstein Registration No. 43,497 Scully, Scott, Murphy & Presser, P.C. 400 Garden City Plaza-Site 300 Garden City, New York 11530 (516) 742-4343			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2">I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1458, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____</td> </tr> <tr> <td style="text-align: center;">(Date)</td> <td></td> </tr> <tr> <td colspan="2" style="text-align: center;">Signature of Person Mailing Correspondence</td> </tr> <tr> <td colspan="2" style="text-align: center;">Typed or Printed Name of Person Mailing Correspondence</td> </tr> </table>				I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1458, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____		(Date)		Signature of Person Mailing Correspondence		Typed or Printed Name of Person Mailing Correspondence	
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INDEP. CLAIMS	1	3	0	x \$200.00	\$0.00							
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00							
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00							
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-1013/SSMP <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038.												
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RESPONSE UNDER 37 C.F.R.
§1.116 EXPEDITED PROCEDURE
EXAMINING GROUP 1634

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Akira Suyama, et al.	Examiner:	Frank Wei Min Lu
Serial No:	10/712,715	Art Unit:	1634
Filed:	November 13, 2003	Docket:	14683Z
For:	METHOD OF DETECTING NUCLEIC ACID	Dated:	August 21, 2007

Confirmation No.: 2123

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Commissioner for Patents
P.O. 1450
Alexandria, VA 22313-1450

AMENDMENT UNDER 37 C.F.R. § 1.116

Sir:

In response to the Final Action dated June 1, 2007 and in accordance with the provisions of 37 C.F.R. §1.116, Applicants respectfully request entry of the following amendment in the above-identified case.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to (571) 273-8300 at the Patent and Trademark Office on the date shown below.

Dated: August 21, 2007


Peter I. Bernstein

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